

the bill. This bill simply says that the Court of Industrial Relations shall consider these enumerated suggested economic considerations, they shall consider, but not be limited to them. It in no way mandates anything up or down other than courts consideration at the time the case is being argued before it.

SENATOR COPE: Could you just give me an example?

SENATOR MURPHY: If you would just read on down there, and I'm sorry I can't read it to you, but the examples, several of them cited were of course the effort of the community. Assuming that you have two identical communities. One community argues that they can not pay their employees more because of economic conditions. The other community with the same proposition is levying a higher mill levey, it is a comparable community it is making a great tax effort in order to support those employees and the unit under consideration might not. In that case the employees before the court could argue that that same similar community in numbers and size and work is not making the effort, the tax effort to sustain the tax generated funds in order to pay those employees what is being paid on the other hand.

SENATOR COPE: Thanks, that has answered my question.

PRESIDENT: Senator Koch. Mr. Clerk.

CLERK: Mr. President, Senator Koch moves to indefinitely postpone LB 712.

SENATOR KOCH: Mr. President, members of the body. It is rather interesting that all of a sudden this body has a great concern about LB 712. I have a feeling that it was ingendered by the fact that Omaha suffered a setback at the hands of a court as it pertains to the negotiation with an employee force of the city. Now, all of a sudden we are going to try to place into law a factor which would disallow the program of negotiations. I believe this to be bad law on our part. The schools have been dealing with the Court of Industrial Relations for X number of years and certainly haven't always received the best answer in terms of their own desires. But, by the same token virtually all schools will tell you that once they have gone through the first trial it is a fair way to try to settle an impasse that exists between management and those that are employed under that system. It is interesting that here we have only one item that we are trying to hold before this body. That is the Lincoln Fire Fighters case with the Court of Industrial Relations, which is presently before the Supreme Court in the State of Nebraska. There are a number of factors in this bill that are a problem. First of all we are attempting to apply some factors which can not be applicable to all factors as they relate to public sectors. For instance, when you talk about the common labor force. How is that applicable to all sectors of our society in the State of Nebraska today? I don't believe that you can define it so that it would be the same in every case. To me we are acting out of haste. If we really want to take a good look at the Court of Industrial Relations in terms of where it is today and where it might be or should be tomorrow, there is only one way to accomplish that and that is by a Resolution to study it. To make certain that